

AN ORDINANCE BY THE BOARD OF ALDERMAN TO AMEND OR REPEAL SPECIFIC ORDINANCES OF THE CITY OF WOOD HEIGHTS AND TO ALLOW FOR THE REFUSAL OR DISCONTINUATION OF UTILITY SERVICE TO THOSE PERSONS WHO HAVE DELINQUENT TAXES.

WHEREAS, the City uses property tax revenue to support the General Fund, Bond Obligations, and to provide water, sewer and/or trash services to it's residents, and

WHEREAS, history has proven that at times the City has experienced bad debt losses of both tax revenue and utility services from these persons, and

WHEREAS, it is believed that the ability to refuse service for non-payment of delinquent taxes would enhance tax collections, thereby being in the best interest of the City as a whole.

BE IT ORDAINED by the Board of Alderman of the City of Wood Heights, Missouri, as follows:

SECTION 1: Termination for non-compliance with provisions

The City shall have the right to disconnect or refuse to connect or reconnect any utility service (1) to any person who fails to comply with the provisions of State laws or City ordinances, or rules and regulations, concerning the payment of property taxes; (2) to any property which does not meet the provisions of State law or City ordinances, rules and regulations, or (3) which utility does not meet the provisions of State law or City ordinances, rules or regulations.

SECTION 2: When personal property taxes delinquent

Tangible personal property taxes and all personal taxes assessed by the City after January first (1st) of each year shall constitute a debt in favor of the City, and when unpaid and delinquent, a personal judgment may be recovered against the party or parties assessed with such taxes before any Court of this State having jurisdiction; provided, however, the taking of such judgment shall in no way limit the City from pursuing any other available remedy.

SECTION 3: Interest penalty on delinquent taxes

In addition to any other penalty, if any taxpayer shall fail, refuse or neglect to pay the City Clerk his/her taxes prior to the time that they become delinquent, then it shall be the duty of the City Clerk after said taxes become delinquent to collect an additional sum of interest, of one percent (1%) per month or fraction thereof, not to exceed ten percent (10%) per year and to thereafter pay all such sums to the City as in other cases provided.

SECTION 4: Remedies cumulative

No remedy is intended to be exclusive of any other remedy, but each remedy now or hereafter available shall be cumulative and in addition to every other remedy and may be exercised without exhausting and without regard to any other available remedy.

SECTION 5: City sticker ordinances

The City shall discontinue the use of city stickers as a remedy for collection of delinquent personal property taxes. Ordinance 97, Ordinance 512, and any other previous ordinances or sections of ordinances in conflict are hereby repealed and shall no longer be in effect.

SECTION 6: Effective date

This ordinance shall take effect and be in force after it's passage and approval.

Read two times and passed this 27 th day of NOVEMBER, 2001

Melvin Carmichael Jr.
Mayor Pro Tem

ATTEST:

Eileen McBarney
City Clerk

Seal: